

06-11-08

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EXPRESS MAIL LETTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Osthues et al.  
Int'l Filing Date: July 8, 2004  
Application No.: 10/565,061  
For: COWSHED ARRANGEMENT AND COWSHED UNIT FOR HOUSING DAIRY CATTLE  
Docket No.: 10016.519  
Express Mail No.: EM179508188US  
Date of Deposit: June 10, 2008

I hereby certify that these attached documents

- Response postcard
- PTO/SB 21 (1p) and 1 copy
- Information Disclosure Statement (3pp); PTO/SB 08b (1p) and 2 documents

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 35 C.F.R. §1.10 on the date indicated above and is addressed to the *Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450*

(Jeffrey W. Smith, Reg. No. 33455)

Enclosed for filing please find the above-referenced documents. Please indicate receipt of these documents by returning the attached postcard with the official Patent and Trademark Office receipt stamped thereon.

Respectfully submitted,

Jeffrey W. Smith, Reg. No. 33455

Attorney for Applicant

SMITH LAW OFFICE

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/565,061
Filing Date	July 8, 2004
First Named Inventor	Uwe Osthuus
Art Unit	
Examiner Name	
Attorney Docket Number	10016.519

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB 08b (1p) and 2 documents
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#### Remarks

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES THAT MAY BE REQUIRED WITH RESPECT TO THIS COMMUNICATION, OR CREDIT ANY OVERPAYMENT, TO DEPOSIT ACCOUNT NO. 50-2911.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	SMITH LAW OFFICE		
Signature			
Printed name	Jeffry W. Smith		
Date	June 10, 2008	Reg. No.	33455

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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PTO/SB/21 (01-08)

Approved for use through 06/30/2008. OMB 0651-0031

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/565,061

Filing Date July 8, 2004

First Named Inventor Uwe Osthuus

Art Unit

Examiner Name

Attorney Docket Number 10016.519

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

**Remarks**

THE COMMISSIONER IS HEREBY AUTHORIZED TO CHARGE ANY ADDITIONAL FEES THAT MAY BE REQUIRED WITH RESPECT TO THIS COMMUNICATION, OR CREDIT ANY OVERPAYMENT, TO DEPOSIT ACCOUNT NO. 50-2911.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	SMITH LAW OFFICE		
Signature			
Printed name	Jeffrey W. Smith		
Date	June 10, 2008	Reg. No.	33455

**CERTIFICATE OF TRANSMISSION/MAILING**

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PATENT APPLICATION

In the United States Patent and Trademark Office

Applicant: Osthues et al.

Docket No.: 10016.519

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Int'l Filing Date: July 8, 2004

Art Unit:

Examiner:

For: COWSHED ARRANGEMENT AND COWSHED UNIT FOR HOUSING  
DAIRY CATTLE

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I hereby certify that this  
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Commissioner for Patents,  
P.O. Box 1450,  
Alexandria, VA 22313-1450

On June 10, 2008

Signature

Jeffrey W. Smith, Reg. No. 33455  
Name of Applicant, assignee or  
Registered Representative

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants request that this Information Disclosure Statement be considered because it  
has been filed within the following time period:

37 C.F.R. §1.97(b)

- \_\_\_\_\_ Within three months of the filing date of a national application other than  
a continued prosecution application under §1.53(d);
- \_\_\_\_\_ Within three months of the date of entry of the national stage as set forth in  
§1.491 in an international application;
- x   Before the mailing of a first Office Action on the merits;
- \_\_\_\_\_ Before the mailing of a first Office Action after the filing of a request  
for continued examination under §1.114;

Applicant: Osthues et al.  
Application No.: 10/565,061

*37 C.F.R. §1.97(c)(d)*

- \_\_\_\_\_ Before the mailing of any of a final action under §1.113;
- \_\_\_\_\_ Before a notice of allowance under §1.311;
- \_\_\_\_\_ An action that otherwise closes prosecution in the application; or
- \_\_\_\_\_ Filed on or before payment of the issue fee

And is accompanied by a:

Statement specified in §1.97(e):

\_\_\_\_\_ Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

\_\_\_\_\_ No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

\_\_\_\_\_ The fee set forth in §1.17(p).

Applicant: Osthues et al.  
Application No.: 10/565,061

In accordance with 37 C.F.R. §1.56, Applicants wish to call the attention of the Examiner to the following documents:

Other Documents


KTBL, Zukunftsorientierte Milchviehställe, Bundeswettbewerb Landwirtschaftliches Bauen 1995/1996, "Beispielhafte Milchviehställe für große Bestände," 7pp. (German language)

KTBL, Issue: Future-oriented dairy cattle stables, National Competition Agricultural Construction 1995/1996, "Exemplary dairy cattle stables for large herds," 17pp. (English translation)

Copies of these documents are submitted herewith along with PTO/SB 08b.

Applicants respectfully request that these documents be expressly considered during the prosecution of this application and made of record herein and appear among the "documents cited" on any patent to issue herefrom.

Respectfully submitted,

  
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